

IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

Case No. 16-1132

PRIME HEALTHCARE PARADISE VALLEY, LLC,

Petitioner,

v.

NATIONAL LABOR RELATIONS BOARD,

Respondent.

PETITIONER'S STATEMENT OF ISSUES

Pursuant to the Court's May 3, 2016 Order, Petitioner Prime Healthcare Paradise Valley, LLC ("Prime Healthcare") respectfully submits the following Statement of Issues in Case No. 16-1132:

1. Whether Respondent National Labor Relations Board (the "NLRB") erred in concluding that employer-employee arbitration agreements that include a provision waiving the right to bring or participate in class or collective action lawsuits violate Section 7 of the National Labor Relations Act (the "NLRA").

2. Whether the NLRB erred in concluding that a superseded version of Prime Healthcare's arbitration agreement with employees violates Section 8(a)(1) of the NLRA because employees would reasonably construe it as prohibiting them from filing unfair labor practice charges with the NLRB or otherwise accessing the NLRB's processes.

This is a preliminary list of the issues to be raised in these proceedings. Prime Healthcare reserves the right to modify this list, as well as to address these issues and others in more detail in later pleadings.

Dated: June 2, 2016

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CERTIFICATE OF SERVICE

I hereby certify that on June 2, 2016, I caused a true and accurate copy of the foregoing Petitioner's Statement of Issues to be served via electronic delivery and/or First Class U.S. Mail, postage prepaid on the following persons:

Linda Dreeben, Deputy Associate General Counsel
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Dated: June 2, 2016

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